

IN3615 US

THE PATENT OFFICE OF THE STATE INTELLECTUAL PROPERTY OFFICE
OF THE PEOPLE'S REPUBLIC OF CHINA

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Shanghai Patent & Trademark Law Office

Date of Dispatch
May 14, 2004

Application No.: 01123042.8	Applicant: ATOFINA
Application Date: July 17, 2001	Agent:
Title: ACRYLIC POLYMER CAPSTOCK WITH IMPROVED ADHESION TO STRUCTURAL PLASTICS	

NOTICE ON OFFICE ACTION

- ☒ According to the Request for Substantive Examination raised by the applicant and based on the provision of Item 1, Article 35 of the Patent Law, the Examiner has proceeded with the Examination as to Substance on the above mentioned application for patent for invention.
☐ According to Item 2, Article 35 of the Chinese Patent Law, the Patent Office has decided to examine the above application for patent for invention.
- ☒ The applicant has requested that the filling date of
2001.06.14 at the US Patent Office as the priority date,
2000.07.17 at the US Patent Office as the priority date,
_____ at the _____ Patent Office as the priority date,
_____ at the _____ Patent Office as the priority date,
☐ The applicant has already submitted the copy of the first filed prior application document certified by the receiving office of the country where the application was originally filed.
☐ The applicant has not submitted the copy of the first filed prior application document certified by the receiving office of the country where the application was originally filed. It is deemed not having claimed priority according to the provision stipulated in Article 30 of the Patent Law.
☐ This application is a PCT application.
- ☐ The applicant submitted on _____ and _____ the amendment documents.
On examination, among them,
the _____ submitted on _____ can not be accepted.
the _____ submitted on _____ can not be accepted.
Because the above amendment
☐ does not conform with the provisions of Article 33 of the Chinese Patent Law,
☐ does not conform with the provisions of Rule 51 of the Implementing Regulations of the Chinese Patent Law,
Refer to the text of the Notice for the specific reasons why the amendment cannot be accepted

4. ☒ The examination has been proceeded on the original application documents.
☐ The examination is directed at the following application documents:
 Claim _____, page _____ of the specification, page _____ of the drawing of the original application documents submitted on the date of filing.
 Claim _____, page _____ of the specification, page _____ of the drawing submitted on _____.
 Claim _____, page _____ of the specification, page _____ of the drawing submitted on _____.
 Claim _____, page _____ of the specification, page _____ of the drawing submitted on _____.
 Abstract of the specification submitted on _____, the drawing of the Abstract submitted on _____.

5. ☐ This Notice is made under the condition of no search having been conducted.
☒ This Notice is made under the condition of search having been conducted.
☒ This Notice has cited the below comparison documents (the number of which shall continue to be used in the subsequent examination procedures):

No.	Title of Document	Date of Publication (or the filing date of the conflicting Application)
1	EP 1013713A1	2000.06.28
2	US 5318737A	1994.06.07
3		
4		

6. The conclusive opinion drawn from the examination:

☒ **As regards the Specification:**

- ☐ The contents of the application fall under the scope stipulated by Article 5 of the Patent Law for which no patent right shall be granted.
☐ The specification does not conform with the provision of Item 3, Article 26 of the Patent Law.
☒ The drafting of the specification does not conform with the provision of Rule 18 of the Implementing Regulations.

☒ **As regards the Claims:**

- ☒ Claim 1,2,7,19 does not possess the novelty as stipulated in Item 2, Article 22 of the Patent Law.
☐ Claim 3-6,8-18 does not possess the inventiveness as stipulated in Item 3, Article 22 of the Patent Law.
☐ Claim _____ does not possess the practical applicability as stipulated in Item 4, Article 22 of the Patent Law.
☐ Claim _____ falls under the scope of Article 25 of the Patent Law where no patent right is to be granted.
☒ Claim 4,10 does not conform with the provision of Item 4, Article 26 of the Patent Law.
☐ Claim _____ does not conform with the provision of Item 1, Article 31 of the Patent Law.
☐ Claim _____ does not conform with the definition of invention as stipulated in Item 1, Article 2 of the Implementing Regulations of the Patent Law.
☐ Claim _____ does not conform with the provision of Item 1, Rule 13 of the Implementing Regulations of the Patent Law.
☒ Claim 1-18 does not conform with the provisions of Rules 20 to 23 of the Implementing Regulations of the Patent Law.

Refer to the text of this Notice for the specific analyses of the conclusive opinion.

7. Based on the above conclusive opinion, the Examiner deems that:

- ☐ The applicant shall amend the application documents in accordance with the requirements raised in the text of the Notice.
- ☒ The applicant shall discuss in his observations reasons why this application for patent can be granted a patent right, and amend the portions indicated in the text of the Notice which have been deemed as not conforming with the provisions, or no patent right shall be granted.
- ☐ There are no substantive contents in the application for patent that can be granted a patent right. If the applicant does not present reasons or the reasons presented are not sufficient, the application shall be rejected.

8. The applicant is asked to note the following items:

- (1) According to the provision of Article 37 of the Patent Law, the applicant shall submit his observations within **four months** from the receipt of this Notice. Where, without justified reasons, the applicant does not respond at the expiration of said date, the application shall be deemed to have been withdrawn
- (2) The applicant shall amend his application according to Article 33 of the Patent Law. The amended documents shall be in duplicate, and the form, in conformity with the relevant provisions in the Examination Guide.
- (3) The applicant and/or his agent can not, without first making an appointment, go to the Patent Office to have an interview with the Examiner.
- (4) The observations and/or the amended documents shall be mailed or delivered to Department of Receipt, the Patent Office of the State Intellectual Property Office. No documents shall possess legal effects if not mailed or delivered to Department of Receipt.

9. The text portion of this Notice totals 2 page(s), and includes the following attachment(s):

- ☒ duplicate copy(ies) of cited comparison document(s), altogether 1 copy(ies) 17 pages.
- ☐

Examination Department: _____

Examiner(Seal): _____